IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition No. 877 (SS) of 2007

Km. Aabida Faruki,
D/o Sri Shabbir Ahmad
Cane Inspector, R/o Sugar Mill,
Nadehi,
District – Udham Singh Nagar. **.....Petitioner.**

Versus

1. State of Uttarakhand, through Secretary, Vidyalaya Shiksha, Uttarakhand, Dehradun.
2. Director Vidyalaya Shiksha, Uttarakhand, Mayur Vihar, Dehradun.
3. Additional Director of Education, Garhwal Mandal, Pauri.
4. District Education Officer, Chamoli.

.....Respondents.

Hon'ble M.M. Ghildiyal, J

Heard Sri M.C. Kandpal, Sr. Advocate, assisted by Sri Jitendra Chaudhary, learned counsel for the petitioner and Sri Paresh Tripathi, learned counsel for State of Uttarakhand of on behalf of respondents.

By means of this writ petition, petitioner has challenged the order dated 05.05.20007 passed by District Education Officer, Chamoli, by which attachment of the petitioner has been cancelled and petitioner was directed to join her original place of posting i.e. Government Higher Secondary School, Pagna District – Chamoli.

The submission of the petitioner is that there are 250 students in Government Girl High School, Ghat, - the place where petitioner was attached and there are only three

teachers including the petitioner and the effect of the impugned order is that only one teacher i.e. Headmistress will be left for 250 students and after cancellation of the attachment order, petitioner could have been transferred to Government Girl High School, Ghat.

During the course of argument, learned counsel for the petitioner has prayed that petitioner may be permitted to make representation before appropriate authority for redressal of her grievances and the authority concerned may be directed to decide the representation of the petitioner within a particular period.

The prayer is innocuous. Petitioner is permitted to make representation before appropriate authority within a period of two weeks from today and it is expected from authority concerned to decide the representation of the petitioner by speaking order within a period of two weeks from the date of production of certified copy of this order along with representation.

With this direction, writ petition as well as all the pending applications are disposed of. No order as to costs.

(M.M. Ghildiyal, J)

July 26, 2007
SKSharma